IN THE HIGH COURT OF UTTARAKHAND AT NAINATAL
ORIGINAL JURISDICTION

Dated Nainital the June 12th April, 2006
Bail Application No. 1113 of 2005

Order on the bail application of accused

CRIMINAL SIDE

Chandra Sekhar Upreti
S/o Bhudar Dutt
R/o Meena Bazar Lohaghat
District Champawat.

……. Applicant

Versus

State of Uttarakhand

…… Opposite Party.

In Case Crime No. 201 of 2005
U/Ss 364, 394, 397, 302, 411, 201, 120-B I.P.C.
Police Station- Tanakpur
District- Champawat

Hon'ble J.C.S.Rawat,J.

Heard Sri Dharam Veer, Sr. Advocate - learned counsel for the applicant, learned AGA for the State and perused the record.

The F.I.R. was lodged on 10.05.2005 and the accused-application was not nominated in the F.I.R. It is alleged that the incident took placed on 10.05.2005 and co-accused Rohit was arrested on 15.05.2005 and he has nominated the name of the present accused-applicant. The present applicant surrender himself before the court on 28.06.2005 and police remand was taken on 04.08.2005 and the accused discovered two pairs of bangles, 6 pairs of tops and 4 pandals of neck in which the hallmark have been embedded. The discovery was made at the instance of the applicant. It was also pointed out in the statement recorded u/s 161 Cr. P.C. that the bangles, tops and pandals were with the deceased. It is also in the fard of discovery that the applicant was with the raiding party. It is a triple murder committed in the remote hills of Champawat.

Considering the facts and circumstance of the case in totality, it is not a fit case for bail.

Accordingly, the bail application is rejected.

(**J.C.S.Rawat,J.)**

Dated. 12.04.2006
Shiv